

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE

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L.E., by his next friends,
And parents *

Plaintiff *

V. *

BILL LEE, in his official *
Capacity as Governor of *
Tennessee; PENNY SCHWINN, *
In her official capacity as *
The Tennessee Education *
Commissioner; TENNESSEE *
STATE BOARD OF EDUCATION; *
SARA HEYBURN MORRISON in *
Her official capacity as *
The executive Director of *
The Tennessee State Board *
Of Education; NICK DARNELL *
MIKE EDWARDS ROBERT EBY *
GORDON FERGUSON, ELISSA, *
KIM LILLIAN HARTGROVE, *
NATE MORROW, LARRY JENSEN *
DARRELL COBBINS, and EMILY *
HOUSE, the individual *
Members of the Tennessee *
State Board of Education, *
In their official *
Capacities; KNOX COUNTY *
BOARD OF EDUCATION a/k/a *
KNOX COUNTY SCHOOLS a/k/a *
KNOX COUNTY SCHOOL *
DISTRICT; ROBERT M. "BOB" *
THOMAS, in his Official *
Capacity as Director of *
Knox County Schools, *

Defendants. *

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DEPOSITION OF PENNY SCHWINN, COMMISSIONER
APPEARING REMOTELY FROM
KNOXVILLE, TENNESSEE

August 3, 2022

10:30 a.m.

REPORTED BY:

Dawn L. Halcisak, CLR

APPEARING REMOTELY FROM CRISFIELD, MARYLAND

1 BY MR. SANDERS:

2 Q. Commissioner Schwinn, good afternoon.
3 I'm David Sanders, representing Knox County
4 Board of Education and their superintendent Jon
5 Rysewyk.

6 Do you know Dr. Rysewyk?

7 A. Yes, I do.

8 Q. Great. We're going to just start with,
9 sort of, a very basic question: Would you agree
10 with me that this law we're taking about today,
11 TCA496310, is mandatory upon LEAs in Knoxville,
12 Tennessee?

13 A. Yes.

14 MR. SANDERS: Okay. That's all I have.

15 MS. BERGMAYER: I have just a few
16 questions. We will continue to sit, as we are,
17 and talk to the computer.

18 Because I am a bit back, can you y'all
19 hear me?

20 THE WITNESS: Yes, I can hear you.

21 MS. BERGMAYER: Okay. Ms. Court
22 reporter, can you hear me?